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EIT-577-7283

7-243 P.003/001 P-022

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
THE ANNUITY, WELFARE, APPRENTICESHIP SKILL  
IMPROVEMENT & SAFETY FUNDS of the  
INTERNATIONAL UNION OF OPERATING ENGINEERS,  
LOCAL 15, 15A, 15C and 15D, AFL-CIO, by its TRUSTEES  
JAMES T. CALLAHAN, LYNN A. MOUREY, ROBERT  
SHAW and RUSSELL SHAW, and JOHN and JANE DOE,  
as Beneficiaries of the ANNUITY, WELFARE and  
APPRENTICESHIP SKILL IMPROVEMENT & SAFETY  
FUNDS of the INTERNATIONAL UNION OF OPERATING  
ENGINEERS, LOCAL 15, 15A, 15C and 15D, AFL-CIO,

Plaintiffs,

-against-

MODERN CONTINENTAL CONSTRUCTION CO., INC.,

Defendant;

-----X

STIPULATION  
EXTENDING TIME TO  
ANSWER COMPLAINT

07-CIV-9906 (TPG)

USDC SDNY  
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DOC #:  
DATE FILED: 1/3/08

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorney  
of record for the Plaintiffs and Defendant in the above-captioned matter, that the time for Defendant  
MODERN CONTINENTAL CONSTRUCTION CO., INC. to answer the Complaint in the above  
captioned action is extended up to and including January 31, 2008. Said Defendant waives any defense  
based upon the lack of personal jurisdiction.

Dated: Hastings-on-Hudson, New York  
December 29, 2007

BRADY MCGUIRE & STEINBERG, P.C.

By: James M. Steinberg (JS-3515)

Attorneys for Plaintiffs

603 Warburton Avenue

Hastings-on-Hudson, New York 10706

(914) 473-4293

SO ORDERED:

Thomas P. Grissa, U.S.D.J.

1/3/08

By: Terri Powers

THOMAS POWERS, ESQ.

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